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TO RUEHAR/AMEMBASSY ACCRA 4401
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INFO RUEHDS/USMISSION USAU ADDIS ABABA 0164

S E C R E T STATE 074730

NOFORN
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E.O. 12958: DECL: 07/17/2034

TAGS: [PINR](#) [PREL](#) [AG](#) [AO](#) [BC](#) [BN](#) [BV](#) [BY](#) [CD](#) [CF](#) [CG](#) [CM](#) [CN](#) [CT](#) [CV](#)

DJ, EG, EK, ER, ET, FS, GA, GB, GH, GV, HM, IV, KE, LI, LT, LY, MA,
MF, MI, ML, MO, MP, MR, MZ, NG, NI, PU, RE, RW, SE, SF, SG, SH, SL,
SO, SU, TO, TP, TS, TZ, UG, UV, WA, WI, WZ, ZA, ZI

SUBJECT: (U) FOLLOW-UP TO AFRICAN UNION SUMMIT
(C-AL9-01532)

Classified By: MICHAEL P. OWENS, ACTING DIR, INR/OPS. REASON: 1.4(C).

[1](#)1. (C/NF) AS POST IS AWARE, THE AFRICAN UNION (AU) AT ITS SUMMIT IN SIRTE, LIBYA ON 1-3 JULY DECIDED TO NOT COOPERATE WITH THE INTERNATIONAL CRIMINAL COURT (ICC). SINCE THE SUMMIT, OFFICIALS FROM BOTSWANA AND GHANA HAVE MADE PUBLIC STATEMENTS DISTANCING THEMSELVES FROM THIS DECISION. WASHINGTON ANALYSTS LACK INFORMATION ON HOW THE AU ARRIVED AT THIS DECISION DESPITE THE OPPOSITION OF MEMBER STATES AT THE SUMMIT AND ALSO WHETHER MEMBER STATES SEE THE RESOLUTION AS BINDING. AS TIME AND RESOURCES PERMIT, ANALYSTS WOULD APPRECIATE POST'S INSIGHT INTO THE RELATED QUESTIONS BELOW.

[1](#)A. (C/NF) HOW MANY HEADS OF STATES, FOREIGN MINISTERS OR OTHER NATIONAL REPRESENTATIVES WERE IN ATTENDANCE?

[1](#)B. (C/NF) WAS QADHAFI THE ONLY ONE WHO PRESENTED ON THE RESOLUTION?

[1](#)C. (C/NF) WERE ANY QUESTIONS RAISED IN OBJECTION TO THE RESOLUTION?

[1](#)D. (C/NF) WHEN WAS IT DECIDED THAT WITHDRAWAL OF AU ICC MEMBERS WOULD NOT BE INCLUDED IN THE RESOLUTION AND WHICH LEADERS PUSHED FOR IT AND WHICH OPPOSED IT?

[1](#)E. (C/NF) DOES THE RESOLUTION REQUIRE MEMBER STATE RATIFICATION AND, IF SO, DO MEMBER STATES PRESUME THEY WILL RATIFY IT?

[1](#)2. (U) PLEASE CITE C-AL9-01532 IN THE SUBJECT LINE OF REPORTING IN RESPONSE TO THE ABOVE QUESTIONS.
CLINTON